

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Vargas, Jaime; et. al.

Assignee: Cardica, Inc.

Title: Method for Cutting Tissue

Serial No.: 10/698,575 Filing Date: October 31, 2003

Examiner: Truong, Kevin T. Group Art Unit: 3734

Docket No.: 146

June 11, 2007

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE DECISION OF THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (UNDER 37
CFR §41.31)**

Sir:

Applicants hereby appeal the Final Rejection of Claims 8-21 and 23 in the Final Office Action of April 3, 2007 to the Board of Patent Appeals and Interferences.

No extension of time is believed to be required. If, however, an extension of time is required, please provide such extension of time, and please charge Deposit Account No. 502108 for the extension fee. Please charge any amounts underpaid or credit any amounts overpaid to Deposit Account No. 502108.

Respectfully submitted,

/Brian A. Schar, Esq./

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